

## **REMARKS**

Claims 1-33 are pending and stand rejected. All pending claims are believed to be allowable over the references cited by the Examiner as discussed below. Accordingly, a Notice of Allowance for the present application is respectfully requested.

### **Rejections Under 35 U.S.C. §103(a)**

Claims 1, 9, 14, 20, 24, and 30 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Yokell (USPN 6,507,870) in view of Bayeh (USPN 6,012,098).

However, each of independent claims 1, 14 and 24 is amended to clarify that the communication is *between two service providers* in connection with providing a high speed network access service and that the first and second service providers cooperate to provide high speed network access service to an end subscriber. Both service providers communication using the predefined request document tag definition and the predefined response document tag definition that are recited in the claims. Without the predefined request and response document tag definitions, the two service providers cannot have such automated communication therebetween without manual intervention.

In contrast, Yokell merely describes a web interface for an end subscriber to order DSL service. Only one service provider is involved in Yokell. In Yokell, only one service provider is involved in providing the web interface through which the end subscriber may enter information to qualify for and subscribe to DSL service and the same service provider is involved in receiving and processing such information from the end subscriber. In other words, Yokell's system and process does not involve cooperation between two service providers. Thus, not only is there no motivation to add the predefined request and response document tag definitions to the system of Yokell as only one service provider is involved in Yokell's process, but the combination of Yokell and Bayeh does not contain all the elements of the claimed inventions.

In view of the foregoing, withdrawal of the rejection of independent claims 1, 14 and 24 as well as claims dependent therefrom under 35 U.S.C. §103(a) is respectfully requested.

Claims 2-6, 15-19 and 25-29 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Yokell in view of Bayeh and further in view of Barry (USPN 6,615,258). In

addition, claims 7, 8, 10-13, 21-23, and 31-33 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Yokell in view of Bayeh and further in view of Chen et al. (USPN 6,507,856).

However, these claims dependent various from independent claims 1, 14 and 24 which are believed to be patentable over Yokell in view of Bayeh as discussed above. Thus, withdrawal of the rejection of dependent claims 2-8, 10-13, 15-19, 21-23, 25-29, and 31-33 under 35 U.S.C. §103(a) is respectfully requested.

### **CONCLUSION**

Applicant believe that all pending claims are allowable and respectfully request a Notice of Allowance for this application from the Examiner. Should the Examiner believe that a telephone conference would expedite the prosecution of this application, the undersigned can be reached at the telephone number set out below.

In the unlikely event that the transmittal letter accompanying this document is separated from this document and the Patent Office determines that an Extension of Time under 37 CFR 1.136 and/or any other relief is required, Applicant hereby petitions for any required relief including Extensions of Time and/or any other relief and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 50-1217 (Order No. COVDP008).

Respectfully submitted,



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